

### **REMARKS**

These Remarks are in reply to the final Office Action mailed August 23, 2005. Claim 9 is hereby amended and no claims have been added or canceled, such that claims 1 and 3-31 are currently pending.

#### **Rejection under 35 U.S.C. § 102**

Claims 9, 17 and 18 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 5,041,935 to Aruga et al. (hereinafter "Aruga").

Claim 9 as amended recites an actuator assembly comprising a yoke and "an actuator assembly having an opening therein, the yoke being positioned within the opening." Aruga's element 1a cannot be reasonably construed as being positioned within the opening 5 of actuator assembly OM. For at least this reason, Aruga does not show each and every element of claim 9 and therefore cannot reasonably be said to anticipate claim 9. Allowance of claim 9 is respectfully requested.

Claims 17 and 18 depend from claim 9 and are allowable for at least this reason.

#### **Allowable Subject Matter**

The Examiner is thanked for the indication that claim 1-8 include are allowed.

The Examiner is also tanked for the indication that claims 10-16 include allowable subject matter. Because it is believed that claim 9 is allowable as filed, the claims have not been amended as proposed by the Examiner.

Claims 28 and 31 have not been addressed by the Examiner. They are assumed to include allowable subject matter based upon their dependence from allowable claims.

Conclusion

For reasons set forth above, Applicant respectfully asserts that present claims particularly point out and distinctly claim the subject matter which is regarded as the invention. In addition, the present invention as claimed is not taught by the prior art of record or any combination thereof. Therefore, it is respectfully submitted that the pending claims are in condition for allowance, and favorable action with respect to the present application is respectfully requested.

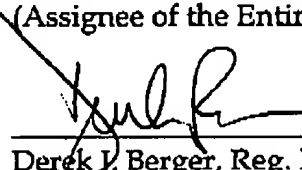
If the Examiner is not satisfied, but minor changes would apparently put the present case in condition for allowance, the Examiner is invited to telephone the undersigned.

Respectfully submitted,

Seagate Technology LLC  
(Assignee of the Entire Interest)

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Date

  
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